

## REMARKS

Applicant expresses appreciation to the Examiner for consideration of the subject patent application. This amendment is in response to the Office Action mailed January 30, 2006. Claims 1-24 were rejected.

Claims 1-24 were originally presented. Claims 1-24 remain in the application.

### **Claim Rejections - 35 U.S.C. § 102**

Applicant thanks the Examiner for consideration of the application. Claims 1-24 (including independent claims 1 and 15) stand rejected under 35 U.S.C. 102(b) as anticipated by Johnson et al. (US 5,063,698). Applicant traverses this rejection on the ground that each and every element of each of the rejected claims is not found in the cited reference. The following discussion will be directed to the independent claims, as it will be appreciated that the dependent claims are patentable if the base claims are found allowable, as the dependent claims are more narrow in scope.

With regard to claim 1, the Examiner's assertion that the reference "inherently" discloses each element of the claim is not understood. An unsuccessful good faith effort was made to see where in the reference can be found the teaching of the step of "identifying the target population" which by the language of the claim is to be an identified population to which an air drop of the leaflets is to be made (see element "a") and preamble of claim 1). Likewise within the four corners of the cited reference Applicant cannot find where the teaching of "distributing in mass the leaflets containing the recorded audio information to the target population by means of the air drop" can be found. Applicant respectfully requests that the rejection be reconsidered and clarified or withdrawn.

If Applicant has missed some teaching or misapprehended the Examiner's basis of rejection, clarification is earnestly requested. Applicant believes that the claim is not anticipated by Johnson for at least the reason that these elements are not disclosed. Claims 2-14 are allowable for at least this reason as well.

With regard to claim 15, again the Examiner's assertion that the claim is anticipated by Johnson is not understood. A search of the reference did not yield any teaching of "a protective structure capable of surviving (i) an impact resulting from an airdrop and (ii) extended exposure to adverse elements of nature for at least three days" Again, if the Examiner would cite specific

language from the reference or further clarify the basis of rejection this would be most appreciated. As far as Applicant can find, there is no suggestion in the Johnson reference of making the Johnson device resistant to water and other elements of nature, for example.

Moreover, the element of "a lightweight speaker" is entirely absent from the Johnson reference it appears. The Johnson reference teaches a "voice synthesizer circuit and controller 20" at col. 2 lines 42 and 43, but applicant can find no teaching of a "lightweight speaker" Again clarification is requested.

For at least these reasons claim 15 appears not to be anticipated by Johnson, but again if Applicant has misunderstood the basis of rejection, clarification is requested. Claims 16-24 are patentable for at least the reasons claim 15 is patentable.

Therefore, Applicant respectfully submits that claims 1-24 are allowable, and urges the Examiner to withdraw the rejection.

### **CONCLUSION**

In light of the above, Applicant respectfully submits that pending claims 1-24 are now in condition for allowance. Therefore, Applicant requests that the rejections and objections be withdrawn, and that the claims be allowed and passed to issue. If any impediment to the allowance of these claims remains after entry of this Amendment, the Examiner is strongly encouraged to call Vaughn W. North at (801) 566-6633 so that such matters may be resolved as expeditiously as possible.

For the forgoing reasons reconsideration of the application and the basis of the rejections made is earnestly requested. Applicant respectfully asserts that the claims are patentable, and in form for allowance.

Check No. 2570, in the amount of \$225.00, is enclosed pursuant to 37 C.F.R. § 1.17(a)(2), for a 2 month extension of time pursuant to 37 C.F.R. § 1.136. No claims were added. Therefore, no additional fee is due.

The Commissioner is hereby authorized to charge any additional fee or to credit any overpayment in connection with this Amendment to Deposit Account No. 20-0100.

DATED this 30th day of June, 2006.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Vaughn W. North". The signature is fluid and cursive, with a long horizontal stroke at the end.

Vaughn W. North

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